

AMENDED IN SENATE JUNE 22, 1999
AMENDED IN ASSEMBLY MAY 19, 1999
AMENDED IN ASSEMBLY APRIL 27, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 596

**Introduced by Assembly Member Honda
(Coauthors: Assembly Members Knox, Kuehl, Romero, and
Thomson)**

@@@ (Coauthor: Senator Solis)
@@@ (Coauthors: Senators Chesbro and Solis)

February 19, 1999

~~An act to add Section 22811 to the Education Code, and to~~
An act to amend Section 22803 of the Education Code, and to
add Section 21023.5 to the Government Code, relating to
retirement.

LEGISLATIVE COUNSEL'S DIGEST

AB 596, as amended, Honda. Retirement: service credits.

Under existing law, members of the State Teachers' Retirement System and the Public Employees' Retirement System may purchase additional service credit for specified types of service that are not otherwise eligible for service credit, as specified.

This bill would authorize those members to purchase additional service credit for up to 3 years of service as a volunteer in the Peace Corps or America Corps: Volunteers In Service To America, *as specified*.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 22811 is added to the Education~~
2 ~~Code, to read:~~
3 ~~22811. A member may elect to receive credit for time~~
4 ~~served, not to exceed three years, as a volunteer in the~~
5 ~~Peace Corps or America Corps: Volunteers In Service To~~
6 ~~America, unless the member has received or is eligible to~~
7 ~~receive credit for that time in the Cash Balance Benefit~~
8 ~~Program under Part 14 (commencing with Section~~
9 ~~26000) or another retirement system.~~
10 ~~SECTION 1. Section 22803 of the Education Code is~~
11 ~~amended to read:~~
12 ~~22803. (a) A member may elect to receive credit for~~
13 ~~any of the following:~~
14 ~~(1) Service performed in a teaching position in a~~
15 ~~publicly supported and administered university or~~
16 ~~college in this state.~~
17 ~~(2) Service performed in a certificated teaching~~
18 ~~position in a child care center operated by a county~~
19 ~~superintendent of schools or a school district in this state.~~
20 ~~(3) Service performed in a teaching position in the~~
21 ~~California School for the Deaf or the California School for~~
22 ~~the Blind, or in special classes maintained by the public~~
23 ~~schools of this state for the instruction of the deaf, the hard~~
24 ~~of hearing, the blind, or the semisighted.~~
25 ~~(4) Service performed in a certificated teaching~~
26 ~~position in a federally supported and administered Indian~~
27 ~~school in this state.~~
28 ~~(5) Time served, not to exceed two years, in a~~
29 ~~certificated teaching position in a job corps center~~
30 ~~administered by the United States government in this~~
31 ~~state if the member was employed to perform creditable~~
32 ~~service subject to coverage by the plan within one year~~
33 ~~prior to entering the service and returned to~~
34 ~~employment to perform creditable service subject to~~

1 coverage by the plan within six months following the date
2 of termination of service in the job corps.

3 (6) *Time served, not to exceed three years, as a*
4 *volunteer in the Peace Corps or Americorps: Volunteers*
5 *in Service to America.*

6 (7) Time spent on a sabbatical leave after July 1, 1956.

7 ~~(7)~~

8 (8) Time spent on an approved leave to participate in
9 any program under the federal Mutual Educational and
10 Cultural Exchange Program.

11 ~~(8)~~

12 (9) Time spent on an approved maternity or paternity
13 leave of two years or less in duration, regardless of
14 whether or not the leave was taken before or after the
15 addition of this subdivision.

16 ~~(9)~~

17 (10) Time spent on an approved leave, up to four
18 months in any 12-month period, for family care or
19 medical leave purposes, as defined by Section 12945.2 of
20 the Government Code, as it read on the date leave was
21 granted, excluding maternity and paternity leave.

22 ~~(10)~~

23 (11) Time spent employed by the Board of Governors
24 of the California Community Colleges in a position
25 subject to coverage by the Public Employees' Retirement
26 System between July 1, 1991, and December 31, 1997,
27 provided the member has elected to return to coverage
28 under the State Teachers' Retirement System pursuant to
29 Section 20309 of the Government Code.

30 (b) In no event shall the member receive credit for
31 service or time described in paragraphs (1) to (11),
32 inclusive, of subdivision (a) if the member has received
33 or is eligible to receive credit for the same service or time
34 in the Cash Balance Plan under Part 14 (commencing
35 with Section 26000) or another retirement system.

36 (c) *In no event shall credit received for service or time*
37 *described in paragraph (6) of subdivision (a) be counted*
38 *for purposes of qualifying for the benefits described in*
39 *Section 24203.5.*

1 SEC. 2. Section 21023.5 is added to the Government
2 Code, to read:

3 21023.5. (a) “Public service” for purposes of this
4 article also means time served, not to exceed three years,
5 as a volunteer in the Peace Corps or America Corps:
6 Volunteers In Service To America.

7 (b) This section shall not apply to any contracting
8 agency nor to the employees of any contracting agency
9 until the agency elects to be subject to this section by
10 ~~amendment to its contract made in the manner~~
11 ~~prescribed for approval of contracts or, in the case of~~
12 ~~contracts made after this section takes effect, by express~~
13 ~~provision in the contract making the contracting agency~~
14 ~~subject to this section.~~ *contract or by amendment to its*
15 *contract made in the manner prescribed for approval of*
16 *contracts.*

17 (c) *Any member electing to receive credit for service*
18 *under this section shall pay all reasonable administrative*
19 *costs and contributions, sufficient to cover the total*
20 *employer and employee cost plus interest, at rates to be*
21 *determined by the board. This section applies to past and*
22 *future service in the Peace Corps or AmeriCorps:*
23 *Volunteers In Service To America.*

